

1 [Contract Modification No. 4 to Contract No. 888 (Procurement of Articulated and Standard
2 Trolley Coaches), with Electric Transit Incorporated.]

3 **Resolution approving Contract Modification No. 4 to Contract No. 888 (Procurement of**
4 **Articulated and Standard Trolley Coaches) with Electric Transit Incorporated in an**
5 **amount not to exceed \$4,159,795.00, for a total contract amount not to exceed**
6 **\$191,728,113.89, for (1) implementation of 27 MUNI-requested change notices on 273**
7 **trolley buses, (2) adjustment of the schedule to allow completion of the change notices,**
8 **(3) modification of the payment schedule to accelerate training of MUNI employees, (4)**
9 **an increase of 405 pounds to the weight allowance for the buses, (5) improvement in**
10 **warranty response time and addition of doors to warranty; and (6) clarification of the**
11 **bonding provisions.**

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14 WHEREAS, In June 1997, after a competitive negotiated procurement, the City
15 executed Procurement Contract No. 888 with Electric Transit Incorporated (ETI), for the
16 purchase of 30 articulated trolley coaches, with an option for up to 15 additional articulated
17 trolley coaches and 220 standard trolley coaches, with an option for up to 25 additional
18 standard trolley coaches, associated spare parts, training, manuals, and diagnostic test
19 equipment, for an original contract amount of \$168,752,888 ("Agreement"); and,

20 WHEREAS, Pursuant to Public Transportation Commission (PTC) Resolution No. 98-
21 074 and Board of Supervisors Resolution No. 885-97, the City approved Contract Modification
22 No. 1 to Agreement, for the purchase of additional and improved components and associated
23 spare parts (exterior door push-button, the electric odometer system, the Kiepe current
24 collection system, a central recording station and remote mirrors), increasing the amount of
25 the contract by \$3,844,455.90, for a contract amount not to exceed \$172,597,342.90; and,

1 WHEREAS, Pursuant to PTC Resolution 98-096 and Board of Supervisors Resolution
2 No. 1020-98, the City approved Contract Modification No. 2 to Agreement, for the purchase of
3 improved components and associated spare parts (interior information signs, communication
4 wiring equipment (compliant with SAE J1708 standards), curbside turn lights for articulated
5 trolley coaches, hands-free public announcement (PA) microphones, and operator's side
6 window shades), increasing the amount of contract by \$992,140, for a contract amount not to
7 exceed \$173,589,482.90; and,

8 WHEREAS, Pursuant to PTC Resolution 00-008 and Board of Supervisors Resolution
9 No. 134-00, the City approved Contract Modification No. 3 to Agreement, to exercise a
10 Contract option to purchase 23 additional coaches and to also purchase improved
11 components and associated spare parts, including improved floor covering; provisions for
12 signal prioritization equipment to be installed on 33 articulated coaches, Proof of Payment
13 button bezels, LED turn signal lights, a paint scheme change with decals, upgrades to
14 leather/vinyl for operator's seats, transfer box deletion, Mobile-Tech wheelchair wheel clamps,
15 and additional training hours for MUNI personnel; and,

16 WHEREAS, The Municipal Transportation Agency (MTA) desires to further amend
17 Contract No. 888 to (1) implement 27 MUNI-requested change notices on 273 trolley
18 production buses, (2) adjust the contract schedule to allow completion of the change notices,
19 (3) modify the payment schedule to accelerate training of MUNI employees, (4) increase the
20 weight allowance for the buses by 405 pounds, (5) improve warranty response time and add
21 doors to express warranty provisions; and (6) clarify the bonding provisions, all as contained
22 in the proposed Contract Modification No. 4, a copy of which is on file with the Clerk of the
23 Board of Supervisors in File No. , and which is hereby declared to be a part of this
24 resolution as if set forth fully herein; and,

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1 WHEREAS, On October 15, 2002, pursuant to Resolution No. 02-123, and with the
2 concurrence of the Purchaser, the MTA Board of Directors approved Contract Modification
3 No. 4 to Agreement, authorized an adjustment to the project budget, and commended the
4 matter to this Board for approval; and,

5 WHEREAS, Funding for Contract Modification No. 4 in an amount not to exceed
6 \$4,159,795.00, and a total contract amount not to exceed \$191,728,113.89, will come from
7 federal, state, and local available funds in the contract budget; now, therefore, be it

8 RESOLVED, That the Board of Supervisors hereby approves Modification No. 4 to
9 Contract No. 888 with Electric Transit Incorporated in an amount not to exceed
10 \$4,159,795.00, to (1) implement 27 MUNI-requested change notices on 273 trolley production
11 buses, (2) adjust the contract schedule to allow completion of the change notices, (3) modify
12 the payment schedule to accelerate training of MUNI employees, (4) increase the weight
13 tyallowance for the buses by 405 pounds, (5) improve warranty response time and add doors
14 to express warranty provisions; and (6) clarify the bonding provisions, for a total contract price
15 not to exceed \$191,728,113.89.

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